

title "Insurance Division and Insurance Commissioner," to require reports only as to examinations pursuant to Section 30 of this Act.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 34 of Article 48A of the Annotated Code of Maryland (1968 Replacement Volume and 1970 Supplement), title "Insurance Code," subtitle "Insurance Division and Insurance Commissioner," be and it is hereby repealed and re-enacted, with amendments, to read as follows:

34. Reports of examinations.

(1) *Report to be made.*—The Commissioner or his examiner shall make a full and true report of each examination made pursuant to Section 30 of this Article.

(2) *Contents of report.*—The report shall comprise only facts appearing from the books, papers, records, or documents of the person being examined, or ascertained from the statements of individuals concerning its affairs.

(3) *Copy to be furnished to person examined; hearing and modification.*—The Commissioner shall furnish a copy of the proposed report to the person examined not less than thirty (30) days prior to filing the same in his office. If such person so requests in writing within such thirty-day period, the Commissioner shall grant a hearing with respect to the report, and shall not so file the report until after the hearing and after such modifications, if any, have been made therein as the Commissioner deems proper.

(4) *Admissibility in evidence of report and of information secured during examination.*—The report when so filed shall be admissible in evidence, in any action or proceeding brought by the Commissioner against the person examined, or against its officers or agents, of the facts stated therein. The Commissioner and his examiners may at any time testify and offer other proper evidence as to information secured during the course of an examination, whether or not a written report of the examination has at that time been either made, served, or filed in the Commissioner's office.

(5) *Withholding report from public inspection.*—The Commissioner may withhold from public inspection any examination or investigation report for so long as he deems such withholding to be necessary for the protection of the person examined against unwarranted injury or to be in the public interest.

(6) *Publication of report.*—If he deems such to be in the public interest the Commissioner may publish any such examination report or a summary thereof in one or more newspapers in this State. (1963, ch. 553, Section 1).

SEC. 2. *And be it further enacted,* That this Act shall take effect July 1, 1971.

Approved April 23, 1971.